CIVIL RIGHTS COMPLAINT PURSUANT TO 28 U.S.C. § 1331
(Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics, 403 U.S. 388 (1971)).

LFR

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

15 0133

FABIAN T. MORRISON #02835-265

(Enter above the full name and prisoner identification number of the plaintiff.)

-vs-

AUSA KAREN E. ROCHLIN, COLEMAN MEDIUM OFFICIALS, WARDEN TAMYRA JAVIS, WARDEN JORGE L. PASTRANA..SEE CONTINUATION PAGE 1

(Enter above the full name of the defendant(s).)

I. Previous Lawsuits

A. Have you begun other lawsuits in federal court dealing with (1) the same facts involved in this action, or (2) otherwise relating to your imprisonment?

Yes ( ) No (X)

B. If your answer to A (1) or (2) is yes, describe each lawsuit in the space below and tell us whether the "old" case involves the same facts or other issues. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s): N/A

Defendant(s): N/A

2. Court (name the federal court and the district): N/A

3. Docket Number: N/A

I. Previous Lawsuits (Cont'd)

4. Name of judge to whom case was assigned: ______________

5. Did the previous case involve the same facts?

   Yes ( ) No ( )

6. Disposition (Was the case dismissed? Was it appealed? Is it still pending?):

   ____

7. Approximate date of filing lawsuit: ______________

8. Approximate date of disposition: ______________

II. Exhaustion of Administrative Remedies

A. Place of Present Confinement: ______________

B. Is there a prisoner grievance procedure in this institution?

   Yes (X) No ( )

C. Did you present the facts relating to your complaint to the Bureau of Prisons through its three-step administrative remedy procedure?

   Yes (X) No ( )

D. If your answer is YES:

1. What steps did you take and what were the results?

   a Informal resolution and submission of a formal written Administrative Remedy Request (BP-9): REJECTION

   b. Appeal to the Regional Director (BP-10): REJECTION

   c. Appeal to the General Counsel (BP-11): REJECTION

2. If your answer is NO, explain why not: ______________

III. **Parties**

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff: FABIAN T. MORRISON-02835-265

Address: P.O. BOX 2099 POLLOCK, LA 71467

(In item B below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Do the same for each additional defendant, if any.)

B. Defendant(s): SEE CONTINUED PAGE 1

Employed as

at

IV. **Statement of Claim**

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places. **Do not give any legal arguments or cite any cases or statutes.** If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

On January 24, 2011 Case No. 96-00361-Cv-LCN, plaintiff filed a Motion for dismissal or to Quash Indictment Due to fraud; On May 16, 2011 plaintiff filed petitioned seeking for the UNITED STATES ATTORNEYS TO CORRECT OR AMEND THE INACCURATE INFORMATION IN THE CENTRAL FILE IN VIOLATION OF THE PRIVACY ACT. On June 17, 2011 plaintiff requested the Miami Dade county Sherriff Office deputy Sheriff please serve the Invoice Verified Statement of Account to AUSA Karen E. Rochlin. PETITION SEEKING FOR THE UNITED STATES ATTORNEYS TO CORRECT OR AMEND THE INACCURATE INFORMAITON IN THE CENTRAL FILE IN VIOLATION PRIVACY ACT. On 7/6/11 Time 14:49 plaintiff was escorted to the SHU on a BP-A308.052 ADMINISTRATIVE DETENTION ORDER, to a special housing unit (B) pending investigation of a violation of Bureau Regulation. The AUSA Karen E. Rochlin, under the shrouding in Secrecy called Coleman Medium Prison officials **to deny plaintiff access to the court,** and conspired to knowingly and willfully brought false entry in the Bureau of Prison records, which is the intent to impede, obstruct, or influence the investigation or proper administration of the BOP, with warden Tamyra Jarvis, Warden Pastrana, Assistant Warden Flourney, Captain McManus, SIS Tech T. Mathews, Lt. Bullock,

See Continuation page statement of claim.

(CONTINUATION PAGE 1)

vs

ASSISTANT WARDEN FLOURNOY, CAPTAIN McMANUS, SIS TECH T. MATHEW, LT. BULLOCK, LT. RICHARD, UNIT MANAGER REHEMOND, CASE MANAGER HARRIS, DHO CARERRO, DSCC CHIEF, S.E. REGIONAL DIR SERO, CENTRAL OFFICE ADMINISTRATOR HARELL WATTS, LEWISBURG PENITENTIARY OFFICIALS, WARDEN J.E. THOMAS, J. BENFER SIS LT., UNIT MANAGER KNOX, CASE MANAGER BERKOSKI, COUNSELOR EDINGER, COUNSELOR MARR, COUNSELOR ADERHOLD, N.E. REGIONAL DIR J.L. NORWOOD, DHO A. JORDAN, I.G. GLEN M. FINE, A.I.G THOMAS F. McLAUGHLIN, O.P.R MARY PRACTICE BROWN, & I.A. DIRECTOR. DIRECTOR CHARLES E. SAMUELS

III PARTIES

B. DEFENDANT(S): (1) KAREN E. ROCHLIN, (2) TAMYRA JAVIS, (3) JORGE L. PASTRANA (4) FLOURNOY, (5) McMANUS, (6) T. MATHEW, (7) BULLOCK, (8) RICHARD, (9) REHEMOND, (10) HARRIS, (11) CARERRO, (12) CHIEF (13) SERO, (14) HARELL WATTS, (15) J.E. THOMAS, (16) J. BENFER, (17) KNOX, (18) BERKOSKI, (19) EDINGER, (20) MARR, (21) ADERHOLD, (22) J.L. NORWOOD, (23) A. JORDAN, (24) GLEN M. FINE, (25) THOMAS F. McLAUGHLIN, (26) MARY PRACTICE BROWN, (27) DIRECTOR (28) CHARLES E. SAMUELS

EMPLOYED AS: (1) AUSA (2) WARDEN (3) WARDEN (4) A.W (5) CAPTAIN (6) SIS TECH (7) LT (8) LT (9) UNIT MANAGER (10) CASE MANAGER (11) DHO (12) DSCC (13) S.E. REGIONAL DIR (14) CENTRAL OFFICE ADMINISTRATOR (15) WARDEN (16) SIS LT (17) UNIT MANAGER (18)CASE MANAGER (19) COUNSELOR (20) COUNSELOR (21) COUNSELOR (22) N.E. REGIONAL DIR (23) DHO (24) I.G (25) A.I.G (26) O.P.R (27) I.A (28) DIRECTOR OF BUREAU OF PRISONS

AT: (1) UNITED STATES ATTORNEY'S OFFICE (2) COLEMAN MEDIUM (3) COLEMAN MEDIUM (4) COLEMAN MEDIUM (5) COLEMAN MEDIUM (6) COLEMAN MEDIUM (7) COLEMAN MEDIUM (8) COLEMAN MEDIUM (9) COLEMAN MEDIUM (10) COLEMAN MEDIUM (11) COLEMAN MEDIUM (12) GRAND PRAIRIE TEXAS (13) S.E. REGIONAL OFFICE (14) CENTRAL OFFICE (15) LEWISBURG USP (16) LEWISBURG USP (17) LEWISBURG USP (18) LEWISBURG USP (19) LEWISBURG USP (20) LEWISBURG USP (21) LEWISBURG USP (22) N.E. REGIONAL OFFICE (23) LEWISBURG USP (24) DEPARTMENT OF JUSTICE (25) DEPARTMENT OF JUSTICE (26) DEPARTMENT OF JUSTICE (27) CENTRAL OFFICE (28) DEPARTMENT OF JUSTICE

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cont'd

IV. **Statement of Claim (Cont'd)**

S.E. Regional Director Sero, Central Office Administrator Harrel Watts, Unit Manager Rebemond, Case Manager Harris, violated plaintiff's FIRST, FIFTH, EIGHT AND FOURTEENTH AMENDMENT, DUE PROCESS RIGHTS TO THE CONSTITUTION. See remedy ID:655998-F1, 655998-R1, 655998-A1 and 655998-F3. Which has no Resolution. Discovery file in this Case date August 12, 2013.

Claim (2)

On July 12, 2011 plaintiff received an incident report BP-5288.052 Time 3:30pm (a) incident possession of a weapon, six days after plaintiff was on a fraudulent investigation which the AUSA Karen E. Rochlin "initiated" and is "UNRELATED" to plaintiff previous fraudulent investigation. WEAPON, SIS Tech T. Mathew planted in plaintiff property in lotion bottle.

On July 15, 2011 three days after plaintiff received incident report plaintiff submit two BP-A148.055 Inmate Request, one to DHO Ms. Carerro and the other to Warden Tamyra Jarvis to have the "finger prints" lifted off "lotion bottle" and "planted weapon" that was allegedly found in plaintiff property and that Internal Affairs do an investigation in a speedy and timely manner.

On 7-22-2011 plaintiff had a DHO hearing where "EXCULPATORY EVIDENCE" was deliberately withheld scientific test finger prints from planted weapon and lotion bottle.

On 8-1-2011 plaintiff appealed DHO Case No:651467-R1 thru R6 to the S.E.

See Continuation page 2 ....

V. **Relief**

State briefly exactly what you want the Court to do for you. **Make no legal arguments. Cite no cases or statutes.**

That this district court take actions to have the executive office of for the U.S. Attorney file criminal information against these defendants and prosecute if the plaintiff show clearly defined crimes of criminal action; plaintiff show that he is a victim; plaintiff show that the defendants perpetually injured him; plaintiff has shown that the defendants were put on notice and warned and they do nothing to right them. **See Continued Affidavit dated March 27, 2014 on Count (1);, Count (2):, page 37 & 38 # 91 thru 92.** Civil damages and tables of Crimes page 38 & 39, and whatever relief this court see is due to plaintiff/reporter in this Civil proceedings. For the violation of plaintiff's FIRST, FIFTH, EIGHT AND FOURTEENTH AMENDMENT RIGHT TO THE CONSTITUTION.

Claim 2 continued...

Regional Director Sero and the Central Office Administrator Harell Watts who refuses to turn over sample from latent finger prints that was taken off lotion bottle and planted weapon. Warden Tamyra Jarvis, Warden Pastrana, Assistant Warden Flourney, Captain McManus, SIS Tech T. Mathews, Lt. Richard, DHO Carerro. Plaintiff was refused administrative remedy by Unit Manager Rehemond, Counselor Harris, all in a "CONCERTED ACTION" violated plaintiff FIRST, FIFTH, EIGHT, AND FOURTEENTH AMENDMENT, DUE PROCESS RIGHT TO THE CONSTITUTION. Which has no RESOLUTION. Discovery File in this Case dated August 12, 2013.

Claim 3

On August 4, 2011, October 3, 2011, October 11, 2011, November 14, 2011, and April 11, 2012, plaintiff filed letters of appeal to all the offices of primary interest (OPI) who under the covering in silence turned a blind eye and a deaf ear to decades of fraud crimes which are punishable by law. Regional Director Sero, Central Office Administrator Harell Watts, Inspector General Glen M. Fine, Assistant Inspector General Thomas F. McLaughlin, OPR Mary Practice Brown, I.A Director, FBOP Charles E. Samuels Jr., violated plaintiff's FIRST, FIFTH, EIGHT AND FOURTEENTH AMENDMENT RIGHTS TO DUE PROCESS. See Affidavit dated August 12, 2013 page 6 #12 thru 14.

Claim 4

On November 29, 2011 plaintiff had a SMU hearing on planted weapon where EXCUPATORY EVIDENCE scientific fingerprints was withheld. See Affidavit August 12, 2013 page 6 #15.
On 2-22-2012 plaintiff was recommended to a designation to a special management Unit SMU by the Regional Director's Sero dated 12-13-11 and findings and recommendation has been reviewed by the Designation and Sentence Computation Center (DSCC) and the Assistant Director, Correctional Program Division, Central Office Administrator Harell Watts and the final decision is made by the DSCC Chief, all individuals had factual evidence in front of them, plaintiff (Inmate Disciplinary Data History) which show plainly that plaintiff did not meet the criteria in which Travis Lane mark an [X]--The inmate has a "history" of "serious" disruptive disciplinary infractions.
On May 29, 2012 plaintiff filed his SMU appeal Case NO:694282-A1 thru A2, an show that Travis Lane the bearing administrator knowingly and willfully brought false entry into the Bureau of Prison Records the individuals who signed to BP-A0936 Federal Forms in a "Concerted Action" and agreed on the parties acting together to further the scheme to deception for unlawful gain, violated plaintiff FIRST, FIFTH, EIGHT AMENDMENT against cruel and unusual punishment, plaintiff FOURTEENTH AMENDMENT TO THE CONSTITUTION DUE PROCESS RIGHTS. See Affidavit dated August 12, 2013 page 10 & 11, #26.

Claim 5

On 1-9-2013 plaintiff filed a BP-8 Criminal Complaint to OPI Dir: #1210.24, Subject Internal Affairs where plaintiff given a full written statement on Malfeasance of Office, Corruption, Aid and Abet, and Obstruction of Justice where plaintiff show a clear sequence of events and a list of defendants and show exactly what happen

Claim 5 continued...

how and why, and place as EXHIBIT (B) Invoice Verified Statement of Account on which the CONTINUOUS FRAUD committed to have plaintiff placed illegally in a SMU facility in a penitentiary. To deny him [ACCESS TO THE COURT] and further injury. On 1-29-2013 plaintiff received an BP-A0288 incident report conduct which disrupt, most like extortion (code 203). (10) prohibited Act Code(s) 299. (11) Description of Incident Date 1/29/2013 time 8:30 am staff become aware of incident). See Affidavit date August 12, 2013 page 12 & 13, #31...
On March 14, 2013 plaintiff had a fraudulent DHO hearing by A. Jordan on "INVOICE VERIFIED STATEMENT OF ACCOUNT" legal genuine court document.

Question to the Court... Does Lewisburg administration have the authority to preside over legal court document, with improper venue , without jurisdiction? Does Lewisburg administration a permanently organized body with independent judicial powers defined by law, meeting at a time and place fixed by law, for judicial public administration of justice? Does Lewisburg administration vested in court and judge to hear and decide cases and make binding judgment on them? See Affidavit date August 12, 2013 page 14 & 16, #33 thru 35. Counselor Aderhold, Counselor Edinger, counselor Marr, Case Manager Berkoski, Unit Manager Knox, N.E. Regional Director J.L. Norwood, DHO A. Jordan, Central Office Administrator Harell Watts., violated plaintiff FIRST, FIFTH, EIGHT AND FOURTEENTH AMENDMENT RIGHTS DUE PROCES RIGHT TO THE CONSTITUTION.
On April 10, 2013 plaintiff appealed fraudulent DHO BP-S305.052 report on fabricated evidence in BP-A0288 Incident report dated 1/29/2013 and that DHO A. Jordan prepared a fraudulent federal document dated 3/28/2013. Both knowingly and willfully, brought flase entry in the Bureau of Prison records. See Affidavit dated August 12, 2013 page 16 & 17, #36 thru 38.
On 2-6-2013 plaintiff filed another BP-8 Criminal complaint to OPI Dir: #1210.24 against J. Benfer SIS Lt and his SIS department for fabricating evidence in BP-A0288 Incident Report, to distort INVOICE VERIFIED STATEMENT OF ACCOUNT genuing legal court document. See Affidavit dated: August 12, 2013 page 14, # 32.
On 3-28-2013 plaintiff filed another BP-8 continued criminal complaint to OPI Dir: #1210.24 aginst J. Benfer SIS Lt, and DHO A. Jordan showing that they retaliated against plaintiff for bringing attention to the crimial activities to law enforcement. Both brought false entry in the Bureau of Prison records, See Affidavit dated August 12, 2013 page 15, #35. Plaintiff was taken from one block to another where toxic chemicals were constantly sprayed by staff, which caused the plaintiff to choke, sneeze, and caused severe eye irritation, without provocation from plaintiff, Use of the toxic chemicals can cause a reduction in the plaintiff's life expectancy, respiratory failure violated the plaintiff's FIRST, FIFTH, EIGHT AND FOURTEENTH AMENDMENTS RIGHT TO DUE PROCESS TO THE CONSTITUTION.

Claim 6

On July 7, 2013 plaintiff sent his legal documents Affidavit, Discovery, Letter of Recommendation, and Memorandum dated August 12, 2013 to be copied at the Law Library while illegally placed in a SMU facility in Lewisburg Penitentiary was stolen. See Affidavit dated: August 12, 2013 page 1, #1 and page 21, #44 thru 45. The defendants knew what they were doing was criminal and their actions were motivated by evil intent to hurt and injury plaintiff on purpose, and was fully aware that their actions would likely hurt plaintiff in the future.
plaintiff has shown a pattern of abuse and fraudulent act thru the records and their actions continued wherever they fraudulently sent the plaintiff including here at USP Pollock.

Claim 6 continued...

Plaintiff has suffered since this fraudulent investigation dated 7-6-2011 and still suffers as he puts this Civil Suit together and would likely suffer in the future. The defendants has permanently injured the plaintiff by continuing to spray toxic chemicals on a regular basis when he was in a SMU facility causing plaintiff to lose more of his eye sight to his eye disease **"Glaucoma"**; Plaintiff's life expectancy is more likely to be reduced from inhaling this toxic chemical on a regular basis. See Letter of Recommendation dated August 12, 2013. Defendant harmed plaintiff by fraudulently placing him in the SHU and a SMU facility in a penitentiary for years and still have him in a penitentiary when he does not meet the criteria. The defendants were noticed and warmed of their wrongs and what was required to right them. There failing to acknowledge the BP-8, BP-9, BP-10, BP-11 appeal letters, criminal complaints to OPI Director: #1210.24, act willfully against plaintiff. Defendants violated plaintiff FIRST, FIFTH, EIGHT, AND FOURTEENTH AMENDMENT DUE PROCES RIGHT TO THE CONSTITUTION.
Plaintiff submit "unbroken" remedies to the court.

V. Relief (Cont'd)

Signed this 30th day of December, 2014.

F. Morrison
Signature of Plaintiff

STATE OF PENNSYLVANIA
COUNTY (CITY) OF PHILADELPHIA

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED ON December 30, 2014
(Date)

F. Morrison
Signature of Plaintiff